9ev. 02/2006

COURTROOM MINUTES OF CRIMINAL PROCEEDINGS Norfolk/Newport News Division

SENTENCING MINUTES

Set: 9:00 a.m.	Date:	December 1, 2023
Started: 9:00 a.m.	Judge:	Arenda Wright Allen
Ended: 10:15 a.m.	Court Reporter:	Michelle Maar
	U.S. Attorney: Me	gan Montoya/Matthew Heck
	Defense Counsel: _	Brian Latuga
	Courtroom Deputy:	Lorraine Howard
	Probation Officer: _	Stephanie Hollier
	Interpreter:	Victor Chang
Case No. 2:22cr108-002 Defendant: Ye Wang	(X) in custod	y () on bond
X Came on for disposition. X Defendant sworn.	X Interpreter swo	orn
X Court finds the defendant GUILTY as to Count 3	_ after a plea before a US	MJ.
X Presentence Report reviewed. Objections heard	and rulings made.	
X Court adopts PSR for the purpose of establishing the a	idvisory guidelines.	
Evidence presented. (Witnesses and exhibits listed on last		
X Arguments of counsel heard. X Statement of defen	/	
	dunt neura.	
IMPRISONMENT: SENTENCE: Count 3: The defendant shall be committeem of 37 months.	ted to the custody of the B	OP to be imprisoned for a total
X The defendant is remanded to the custody of the U.S.	Marshal.	
The defendant shall surrender for service of the sentence before on, as notified by		ted by the BOP/U.S. Marshal
If defendant is unable to arrange transportation to the detransportation for the defendant.	esignated institution, the U	nited States Marshal will arrange
If the defendant is not notified by the United States Mar to the United States Marshal at 600 Granby Street, Norfolk,, to begin service of the sentence.		
PROBATION: The defendant shall be placed on probation for a term of	f years.	

SUPERVISED RELEASE: X Upon release from imprisonment, the defendant shall be on supervised release for a term of _____3 __years. The Court will not impose a term of supervised release as it is not required by statute and the defendant is a deportable alien who likely will be deported after imprisonment. Standard Conditions of Supervised/Probation: The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons. While on supervised release, the defendant shall not commit another federal, state, or local crime. While on supervised release, the defendant shall not illegally possess a controlled substance. While on supervised release, the defendant shall not possess a firearm, destructive device, or any other dangerous weapon. The defendant shall refrain from any unlawful use of a controlled substance and submit to one drug test within 15 days of commencement on supervised release and at least two periodic drug test thereafter, as directed by the probation officer. As reflected in the presentence report, the defendant presents a low risk of future substance abuse and therefore, the court hereby suspends the mandatory condition for substance abuse testing as defined by 18 USC 3563 (a)(5). However, this does not preclude the U.S. Probation Office from administering drug tests as they deem appropriate. It shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment. Special Conditions of Supervised Release/Probation: X The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer. X The defendant shall provide the probation officer access to any requested financial information. X The defendant shall not sell or offer to sell any item on the internet for another person or entity without the preapproval and authorization from the court or probation officer. This includes, but is not limited to, selling items on

internet auction sites.

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Case 2:22-cr-00108-AWA-RJK Document 98 Filed 12/01/23 Page 3 of 4 PageID# 911 <u>FINANCIAL PENALTIES</u>

SPECIAL ASSESSMENT:

X As to count 3, the defendant shall pay a special assessment in the amount of \$100.00.
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The total special assessment due is \$_\\$100.00 and shall be due in full immediately.
FINE: X No fine imposed. Court finds defendant is unable to pay fine. The defendant shall pay a fine in the amount of \$
RESTITUTION:
X No restitution imposed.
The defendant shall make restitution in the amount of <u>\$</u>
Restitution Judgment Order, entered and filed in open court.
SCHEDULE OF PAYMENTS:
Interest will not accrue if the special assessment/fine/restitution is paid in accordance with the schedule, or any modified schedule, set by this court.
X The special assessment shall be due in full immediately.
At the time supervision commences, the probation officer shall take into consideration the defendant's economic status as it pertains to his ability to pay the special assessment ordered and shall notify the court of any change that may need to be made to the payment schedule.
Each restitution payment shall be divided proportionately among the payees named.
Restitution shall be made jointly and severally with
X Any special assessment payments may be subject to penalties for default and delinquency.

X Nothing in the Court's order shall prohibit the collection of any judgment by the United States.

Case 2:22-cr-00108-AWA-RJK Document 98 Filed 12/01/23 Page 4 of 4 PageID# 912 Since this judgment imposes a period of imprisonment, payment of Criminal Monetary penalties shall be due during the period of imprisonment. All criminal monetary penalty payments are to be made to the Clerk, United States District Court, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program. X The defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until the special assessment imposed by this judgment is fully paid. ____The defendant notified of right of appeal. X Court noted that defendant waived right of appeal in plea agreement. X On motion of government, remaining counts dismissed. ___ The defendant is continued on present bond and cautioned re bail jumping. X Court recommends incarceration at X a facility as close to the state of Pennsylvania as possible. ___ a facility with a Residential Drug Abuse Program (RDAP) when and if defendant qualifies. ___ a facility with vocational and educational opportunities a facility that will provide a mental health evaluation, diagnosis and treatment as needed. ____ a facility that will provide anger management treatment. X Consent Order of Forfeiture entered and filed on March 3, 2023. Additional Counts/Comments: